## **RESOLUTION NO. 2022-120**

## A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING THE CITY MANAGER TO EXECUTE REIMBURSEMENT AGREEMENT FOR PUBLIC IMPROVEMENTS RELATED TO STORM DRAIN IMPROVEMENTS AT 540 SAN PABLO AVENUE

**WHEREAS,** on October 18, 2021, the City Council adopted Resolution No. 2021-107, approving Design Review, Density Bonus, and street tree removal request for the 207-unit mixed use apartment project at 540 San Pablo Avenue; and

WHEREAS, the project is located above an existing storm drainpipe extending from the intersection of San Pablo Avenue and Clay Street to the northwest and crossing Adams Street approximately 300 feet north of the intersection of Adams Street and Clay Street; and

**WHEREAS,** on July 26, 2022, the City Council was provided a briefing on the need for a cost sharing agreement with the housing project developer related to the relocation and capacity expansion of the storm drain infrastructure; and

**WHEREAS,** The City has requested that the project developer design, construct and install certain relocated storm drain facilities, relief storm facilities, and surface improvements as part of the development of the housing project.

**NOW, THEREFORE, BE IT RESOLVED,** that the Albany City Council authorizes the City Manager to execute Reimbursement Agreement for public improvements related to storm drain improvements at 540 San Pablo Avenue; and

**BE IT FURTHER RESOLVED,** non-substantive modifications to the Reimbursement Agreement may be approved by the City Manager as necessary to ensure timely completion of the public improvements.

PRESTON JORDAN, MAYOR



## City of Albany

1000 San Pablo Avenue • Albany, California 94706 (510) 528-5710 • www.albanyca.org

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PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

The 21st day of November, 2022, by the following votes:

AYES: Council Members McQuaid, Nason, Tiedemann and Mayor Jordan

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this

22nd day of November, 2022.

Anne Hsu

CITY CLERK